



Request  
For  
Continued Examination (RCE)  
Transmittal

Application Number	09/762,432
Filing Date	February 7, 2001
First Named Inventor	Seth P. Finklestein, M.D.
Group Art Unit	1646
Examiner Name	Olga N. Chernyshev
Attorney Docket Number	00786-400002

**This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. §1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s)
- a. ☐ Previously submitted. If a final Office action is outstanding, any amendment filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☒ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/Declaration(s)
- iv. ☐ Other \_\_\_\_\_
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
- b. ☐ Other \_\_\_\_\_
3. **Fee** The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-1050
- i. ☐ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☒ Other Any deficiencies
- b. ☒ Check in the amount of \$ 385 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Name (Print/Type)	Lee-Crews, Ph.D.	Registration No. (Attorney/Agent)	43,567
Signature	<i>[Signature]</i>	Date	November 26, 2003

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	USAG Gray	Date	November 26, 2003
Signature	<i>[Signature]</i>		



Attorney's Docket No.: 00786-400002

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Seth P. Finklestein, M.D.      Art Unit : 1646  
Serial No. : 09/762,432      Examiner : Olga N. Chernyshev  
Filed : February 7, 2001  
Title : TREATMENT OF CENTRAL NERVOUS SYSTEM ISCHEMIA OR TRAUMA  
WITH EPIDERMAL GROWTH FACTOR-LIKE POLYPEPTIDES

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT IN REPLY TO ACTION OF OCTOBER 25, 2002 AND  
REQUEST FOR TELEPHONE INTERVIEW

Please amend the application referenced above as indicated on the following pages (a total of 11, including this page).

Amendments to the Claims begin on page 2.

Remarks begin on page 6.

This amendment is being filed pursuant to Applicant's Notice of Appeal, which was received by the U.S. Patent and Trademark Office on April 30, 2003. In accordance with the Manual of Patent Examining Procedure (MPEP) at 1206 and 1215.01, the present application is complete and pending until November 30, 2003.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

November 26, 2003  
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Crista G. Gray  
Typed or Printed Name of Person Signing Certificate